

SENATE BILL

No. 26

Introduced by Senator Lieu

August 16, 2011

An act to add Section 89517.7 to the Education Code, relating to postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

SB 26, as introduced, Lieu. California State University: compensation.

(1) Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in the state.

This bill would prohibit the trustees from awarding a president of a campus compensation, as defined, that exceeds 150% of the compensation of the Chief Justice of California, except if the Governor, by executive order, approves the individual president's compensation. The bill would prohibit the trustees from approving any increase in compensation for a president of a campus if an increase in tuition is scheduled to take effect in that fiscal year or has taken effect in either of the 2 prior fiscal years. The bill would require the trustees, when hiring a president of a campus, to give primary consideration to applicants currently employed by the California State University system and to secondarily give consideration to residents of California who are not employees of the system. The bill would prohibit the trustees from giving consideration to applicants who are neither residents of California nor employees of the system before applicants who are employees of the system or who are residents of California and are not employees of the system.

(2) The California Constitution authorizes the Governor to declare a fiscal emergency and to call the Legislature into special session for that purpose. Governor Schwarzenegger issued a proclamation declaring a fiscal emergency, and calling a special session for this purpose, on December 6, 2010. Governor Brown issued a proclamation on January 20, 2011, declaring and reaffirming that a fiscal emergency exists and stating that his proclamation supersedes the earlier proclamation for purposes of that constitutional provision.

This bill would state that it addresses the fiscal emergency declared and reaffirmed by the Governor by proclamation issued on January 20, 2011, pursuant to the California Constitution.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 89517.7 is added to the Education Code,
2 to read:
3 89517.7. (a) The trustees shall not award a president of a
4 campus compensation that exceeds 150 percent of the
5 compensation of the Chief Justice of California, except if the
6 Governor, by executive order, approves the individual president's
7 compensation award.
8 (b) The trustees shall not approve any increase in compensation
9 for a president of a campus if an increase in tuition is scheduled
10 to take effect in that fiscal year or has taken effect in either of the
11 two prior fiscal years.
12 (c) When hiring a president of a campus, the trustees shall give
13 primary consideration to applicants currently employed by the
14 California State University system and then shall give secondary
15 consideration to applicants who are residents of California but are
16 not employees of the system. Applicants who are neither residents
17 of California nor employees of the system shall receive
18 consideration after applicants who may be given primary and
19 secondary consideration.
20 (d) For purposes of this section, "compensation" includes, but
21 is not limited to, any taxable income or benefit, such as salary,
22 bonuses, or living allowances paid for with state moneys, including
23 moneys from a statewide or campus foundation or auxiliary
24 organization, as defined in Section 89901.

1 SEC. 2. This act addresses the fiscal emergency declared and
2 reaffirmed by the Governor by proclamation on January 20, 2011,
3 pursuant to subdivision (f) of Section 10 of Article IV of the
4 California Constitution.

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